

# House File 155 - Introduced

HOUSE FILE \_\_\_\_\_  
BY GASKILL

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the use of wireless communication devices by  
2 motor vehicle operators and providing a penalty.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 1828HH 83  
5 dea/nh/5

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1 1 Section 1. NEW SECTION. 321.363A USE OF WIRELESS  
1 2 COMMUNICATION DEVICES RESTRICTED.  
1 3 1. A person shall not do any of the following while  
1 4 operating a motor vehicle on a highway:  
1 5 a. Operate or use a handheld cellular telephone or other  
1 6 handheld wireless communication device.  
1 7 b. Use a wireless communication device to read, write, or  
1 8 send a text message.  
1 9 2. This section does not apply when the motor vehicle is  
1 10 at a complete stop off the roadway.  
1 11 3. This section does not apply to a member of a public  
1 12 safety agency, as defined in section 34.1, while using a  
1 13 cellular telephone or other wireless communication device in  
1 14 the performance of the member's official duties.  
1 15 4. A person who violates this section commits a simple  
1 16 misdemeanor, punishable as a scheduled violation under section  
1 17 805.8A, subsection 6, paragraph "e".  
1 18 Sec. 2. Section 805.8A, subsection 6, Code 2009, is  
1 19 amended by adding the following new paragraph:  
1 20 NEW PARAGRAPH. e. For a violation under section 321.363A,  
1 21 the scheduled fine is twenty-five dollars.  
1 22 EXPLANATION  
1 23 This bill prohibits the driver of a motor vehicle from  
1 24 operating or using a handheld cellular telephone or other  
1 25 handheld wireless communication device while operating a motor  
1 26 vehicle on a highway. An exception is allowed for members of  
1 27 public safety agencies. The bill also prohibits a driver from  
1 28 reading, writing, or sending a text message while operating a  
1 29 motor vehicle on a highway. The bill does not prohibit a  
1 30 driver from using a handheld cellular telephone or other  
1 31 wireless communication device or text messaging when the motor  
1 32 vehicle is at a complete stop off the roadway.  
1 33 A violation of the bill is a simple misdemeanor punishable  
1 34 by a scheduled fine of \$25.  
1 35 LSB 1828HH 83  
2 1 dea/nh/5